

UNITED STATES DISTRICT COURT EASTERN DISTRICT FOR THE STATE OF NEW YORK

_____ JOHN J PETITO, AN INDIVIDUAL;

FILED AND DOES 1-500 WORKING INTEREST WELL OWNERS; IN CLERK'S OFFICE AND DOES 1-800 WYOMING-BIG HORN WI OWNERS; U.S. DISTRICT COURT E.D.N.Y.

AND DOES 1-5000 ENERGYTEC INC STOCKHOLDERS;

PLAINTIFF(S),

MAY 2 3 2006 ★

AGAINST

LONG ISLAND OFFICE

AND BENEDUM BENJAMIN THOMAS, AN INDIVIDUAL; AND SPRADLIN BILLIE CHARLES, AN INDIVIDUAL; FEUERSTEIN, S

AND SPRADLIN BILLIE CHARLES, AND METGHALCHI MASSOUD, AN INDIVIDUAL;

AND DON L LAMBERT, AN INDIVIDUAL;

AND DOROTHEA WESTBROOK KREMPEIN, AN INDIVIDUAL; :

AND PAUL J WILLINGHAM, AN INDIVIDUAL;

AND GENE ROSS BESEN, AN INDIVIDUAL;
AND JEFFREY M TILLOTSON, AN INDIVIDUAL;
AND MARGARET NIVER MCGANN, AN INDIVIDUAL;

AND RICHARD A SMITH, AN INDIVIDUAL;

AND ERIK A CHRISTIANSEN, AN INDIVIDUAL;

AND MARK LEHMAN, AN INDIVIDUAL;

AND PARSONS BEHLE & LATIMER, A LAW FIRM;

AND FLORA BERRY, AN INDIVIDUAL;

AND RICHARD STAATS, AN INDIVIDUAL;

AND ENERGYTEC INC, A CORPORATION;

AND DOES 1-100,

LINDSAY, M.A.

DEFENDANTS.

FIRST: I, JOHN J PETITO ("BIG JOHN"), AM FILING THIS COMPLAINT "PRO SE" AS PLAINTIFF. I ALSO AM INCLUDING, AS ALLOWED BY THE COURT AS IT SEES FIT, THE "PLAINTIFF GROUPS" OF PERSONS SIMILARLY SITUATED TO THE SAME CLAIMS AND HARM THAT I HAVE SUFFERED AND AM SUFFERING AND AM ENTITLED TO, WHOSE NAMES AND ADDRESSES ARE UNKNOWN TO ME. SUCH PLAINTIFF GROUPS ARE AS FOLLOWS;

- A) WORKING INTEREST WELL OWNERS (DOESWORKWELL), AND
- B) WYOMING-BIG HORN WORKING INTEREST OWNERS (DOESWYOBIG), AND
- C) ENERGYTEC INC STOCKHOLDERS (DOESEYTC).

AT ALL TIMES HEREINAFTER MENTIONED, I WAS AND AM A RESIDENT OF THE STATE OF NEW YORK AND RESIDED, AS WELL AS CURRENTLY RESIDE, AT ONE SANFORD COURT, NORTH WOODMERE, NY 11581.

SECOND: THE KNOWN DEFENDANTS RESIDE IN DIFFERENT CITIES,

COUNTIES AND STATES. THE KNOWN DEFENDANTS' RESIDENT ADDRESSES ALL

ARE IN THE UNITED STATES OF AMERICA. THE ACTUAL LISTING OF THE

KNOWN DEFENDANTS' NAMES AND ADDRESSES OF RESIDENCE ARE AS FOLLOWS

(ITEM "R" WILL DISCUSS DOE-DEFENDANTS RESIDENCES):

- A) ERIC A BREWSTER ("BREWSTER"), ENERGYTEC SECY, DIRECTOR,
 AND SON-IN-LAW OF FRANK W COLE (OUSTED CEO, CFO, CH OF BOARD) IS
 SHOWN TO RESIDE AT 217 SANTA FE TRAIL, WAXAHACHIE TX 75165.
- B) BENEDUM BENJAMIN THOMAS ("THOMAS"), INTERIM CHAIRMAN OF THE BOARD OF ENERGYTEC IS SHOWN ON THE "SEC FORM 3" TO RESIDE AT 131 EAST MAIN STREET (FIRST FIDELITY BANK BUILDING SUITE 200), NORMAN OK 73069.
- C) SPRADLIN BILLIE CHARLES ("CHARLES"), DIRECTOR OF ENERGYTEC IS SHOWN TO RESIDE AT 29 RIM ROAD, KILGORE TX 75662.
- D) METGHALCHI MASSOUD ("MASSOUD"), DIRECTOR OF ENERGYTEC (RESIGNED 2/20/06) IS SHOWN TO RESIDE AT 22 SUGAR BERRY CIRCLE, HOUSTON TX 77024.
- E) DON L LAMBERT ("LAMBERT"), INTERIM CEO OF ENERGYTEC

 IS SHOWN TO RESIDE AT 14719 FARM ROAD (986), TERRELL TX 75160

 (FORMERLY SHOWN TO RESIDE AT 10 HAYNES CIRCLE, TERRELL TX 85160).
- F) DOROTHEA WESTBROOK KREMPEIN ("KREMPEIN"), INTERIM CFO
 OF ENERGYTEC IS SHOWN TO RESIDE AT 5849 PEBBLESTONE LANE, PLANO TX
 75093.

- G) PAUL J WILLINGHAM ("WILLINGHAM"), VP-CONTROLLER OF ENERGYTEC (SUBORDINATE TO "KREMPEIN") IS SHOWN TO RESIDE AT 1170 SORRENCO DRIVE, FRISCO TX 75035.
- H) GENE ROSS BESEN ("BESEN"), ATTORNEY IS SHOWN TO WORK AT SECORE & WALLER LLP (SHARON JONES TO ACCEPT SERVICE), SUCH ADDRESS BEING 12221 MERIT DRIVE (SUITE 1100), DALLAS TX 75251.
- I) JEFFREY M TILLOTSON ("TILLOTSON"), ATTORNEY IS SHOWN TO WORK AT LYNN TILLOTSON & PINKER LLP (ERIN OR MELISSA WAITS TO ACCEPT SERVICE), SUCH ADDRESGWBEING 750 N ST PAUL (SUITE 1400), DALLAS TX 75201.
- J) MARGARET NIVER MCGANN ("MCGANN"), ATTORNEY IS SHOWN TO WORK AT PO BOX 45898, 201 S MAIN STREET (SUITE 1800), SALT LAKE CITY UT 84145.
- K) RICHARD A SMITH ("SMITH"), ATTORNEY IS SHOWN TO WORK AT LYNN TILLOTSON & PINKER LLP (ERIN OR MELISSA WAITS TO ACCEPT SERVICE), SUCH ADDRESS BEING 750 N ST PAUL (SUITE 1400), DALLAS TX 75201.
- L) ERIK A CHRISTIANSEN ("CHRISTIANSEN"), ATTORNEY IS SHOWN TO WORK AT PARSONS BEHLE & LATIMER (KATHY OR ERIK TO ACCEPT SERVICE), SUCH ADDRESS BEING ONE UTAH CENTER, PO BOX 45898, 201 S MAIN STREET (SUITE 1800), SALT LAKE CITY UT 84145.
- M) MARK LEHMAN ("LEHMAN"), ATTORNEY IS SHOWN TO WORK AT PARSONS BEHLE & LATIMER (KATHY OR ERIK TO ACCEPT SERVICE), SUCH ADDRESS BEING ONE UTAH CENTER, PO BOX 45898, 201 S MAIN STREET (SUITE 1800), SALT LAKE CITY UT 84145.

- N) PARSONS BEHLE & LATIMER ("PARSONS") IS A LAW FIRM

 (KATHY OR ERIK TO ACCEPT SERVICE) LOCATED AT ONE UTAH CENTER,

 PO BOX 45898, 201 S MAIN STREET (SUITE 1800), SALT LAKE CITY UT

 84145.
- O) FLORA BERRY ("BERRY"), OFFICE HELP AT ENERGYTEC IS SHOWN TO WORK AT ENERGYTEC INC, 14785 PRESTON ROAD (SUITE 550), DALLAS TX 75254.
- P) RICHARD STAATS ("STAATS"), OFFICE WORKER AT ENERGYTEC IS SHOWN TO WORK AT ENERGYTEC INC, 14785 PRESTON ROAD (SUITE 550), DALLAS TX 75254.
- Q) ENERGYTEC INC ("ENERGYTEC") IS A CORPORATION LOCATED AT 14785 PRESTON ROAD (SUITE 550), DALLAS TX 75254.
- R) THE DOE-DEFENDANTS' RESIDENT ADDRESSES ARE NOT KNOWN.

 THE TRUE NAMES AND ADDRESSES OF THE DOE-DEFENDANTS SUED HEREIN AS

 DOES 1 THROUGH 100, INCLUSIVE, ARE UNKNOWN TO PLAINTIFF(S), WHO

 THEREFORE SUES SAID DOE-DEFENDANTS BY SUCH FICTITIOUS NAMES.

THIRD: THIS COMPLAINT IS BEING FILED AT THE UNITED STATES
DISTRICT COURT FOR THE EASTERN DISTRICT OF NEW YORK. THE LOCATION
OF FILING IS THE LONG ISLAND COURTHOUSE, LOCATED AT 100 FEDERAL
PLAZA, CENTRAL ISLIP NY 11722. THIS VENUE OF SELECTION IS PROPER
AS PER U.S. CODE TITLE 28, PART IV, CHAPTER 87, SECT.1391 AND IN
THE PRO SE OFFICE'S COMMON VENUE PROVISIONS DISCUSSION HANDOUT.
SUCH PUBLICATION DICTATES THAT THIS PARTICULAR COURTHOUSE HAS
JURISDICTION OVER MY COMPLAINT DUE TO ISSUES FITTING
IN 28 USC SECT. 1391 PARAMETERS. SUCH VENUE RULING DICTATES,

"...SUBSTANTIAL PART OF PROPERTY THAT IS THE SUBJECT OF THE ACTION IS SITUATED... (THAT BEING BIG JOHN'S, DOESWORKWELLS'S, DOESWYOBIG'S AND DOESEYTC'S MONEYS AND TITLES HELD IS SITUATED) " AND "...A JUDICIAL DISTRICT IN WHICH A SUBSTANTIAL PART OF THE EVENTS GIVE RISE... (THAT BEING BIG JOHN'S, DOESWORKWELLS'S, DOESWYOBIG'S AND DOESEYTC'S PHONE CALLS AND CORRESPONDENCES GAVE RISE), " THEN AN ACTION MAY BE BROUGHT WHEREIN THE PLAINTIFF(S) RESIDES.

FOURTH: JURISDICTION IS PROPER IN THIS COURT PURSUANT TO, BUT NOT LIMITED TO, U.S.C. TITLE 15, CHAPTER 98, SEC OF 1933, SECT. 22, U.S.C. TITLE 25, SECT. 116, SARBANES-OXLEY ACT OF 2002, AND SEC EXCHANGE ACT OF 1934, SECTIONS 301, 302, 303, 304 AND 305.

THE DESCRIPTIONS FOR "CAUSES OF ACTIONS," ARE, BUT NOT LIMITED TO,

- A) OFFICER BREACH OF FIDUCIARY CONTRACT,
- B) OFFICER FIDUCIARY IRRESPONSIBILITY,
- C) OFFICER IRRESPONSIBILITY,
- D) OFFICER INTENTIONAL ACTS OF FRAUD,
- E) OFFICER INTENTIONAL ACTS OF EMBEZZLEMENT,
- F) OFFICER INTENTIONAL MALFEASANCE,
- G) OFFICER INTENTIONAL LIBEL AND SLANDER,
- H) OFFICER LEGAL THEFT OF STOCKHOLDER PROPERTY,
- I) OFFICER INTENT TO DECEIVE,
- J) OFFICER INTENT TO MISLEAD,
- K) OFFICER BREACH OF CONTRACT,
- L) BOARD OF DIRECTOR BREACH OF FIDUCIARY CONTRACT,
- M) BOARD OF DIRECTOR FIDUCIARY IRRESPONSIBILITY,

- N) BOARD OF DIRECTOR IRRESPONSIBILITY,
- O) BOARD OF DIRECTOR INTENTIONAL ACTS OF FRAUD,
- P) BOARD OF DIRECTOR INTENTIONAL ACTS OF EMBEZZLEMENT,
- O) BOARD OF DIRECTOR INTENTIONAL MALFEASANCE,
- R) BOARD OF DIRECTOR INTENTIONAL LIBEL AND SLANDER,
- S) BOARD OF DIRECTOR LEGAL THEFT OF STOCKHOLDER PROPERTY,
- T) BOARD OF DIRECTOR INTENT TO DECEIVE,
- U) BOARD OF DIRECTOR INTENT TO MISLEAD,
- V) BOARD OF DIRECTOR BREACH OF CONTRACT,
- W) CONSPIRACY BETWEEN BOARD OF DIRECTORS AND OFFICERS TO PERPETRATE

 "A SCHEME TO DRIVE ENERGYTEC STOCK DOWN INTO THE GROUND," BY

 FIRING FRANK W COLE ON 3/20/06 FOR 5 REASONS AND THEN, TO DATE,

 ALL 5 REASONS HAVE DISAPPEARED SINCE NO WRONG-DOING HAS BEEN

 FOUND TO CONSTITUTE BRINGING CHARGES AGAINST FRANK W COLE AS A

 DEFENDANT IN ANY LAWSUIT THUS IT WAS ORCHESTRATED BETWEEN

 "LAMBERT,""BREWSTER,""THOMAS, AND "CHARLES" TO GET RID OF

 FRANK W COLE (AND JO JACKSON), "TANK THE STOCK OF ENERGYTEC

 (OF COURSE THEY HAD TO KNOW SUCH WOULD HAPPEN),""STEAL BACK THE

 WORKING INTEREST WELLS BY "ITEM X SCHEME BELOW," AND THEN

 PROBABLY WILL HAVE AN OUTSIDE COMPANY BUY BACK THE "TANKED

 SHARE PRICE OF ENERGYTEC STOCK," SUCH THAT "LAMBERT-BREWSTER
 THOMAS-CHARLES-KREMPEIN-WILLINGHAM" WOULD OWN THE MAJORITY

 SHARES OF ALL OUTSTANDING ENERGYTEC STOCK ("MASSOUD" HAD

 RESIGNED FROM THE BOARD ON 2/20/06),

- X) CONSPIRACY BETWEEN BOARD OF DIRECTORS AND OFFICERS TO PERPETRATE

 "A SCHEME TO FRUSTRATE, IGNORE, LIE TO, PRESENT PHONY DOCUMENTS,

 PRESENT FABRICATED ENGINEERING REPORTS INDICATING LIES ABOUT OIL

 & GAS WELL PRODUCTION/STATUS TO DOESWORKWELL PLAINTIFFS,

 THEN OFFER TO BUY BACK THE WELLS FROM "DOESWORKWELL" AT A

 TREMENDOUSLY BELOW-MARKET PRICE DUE TO THIS SCHEME,"
- Y) CONSPIRACY BETWEEN BOARD OF DIRECTORS AND OFFICERS TO "FILE A FRIVOLOUSLY POORLY WRITTEN LAWSUIT (US DISTRICT COURT, 3-06, CV-871-L)" IN RETALIATION TO "BIG JOHN'S" ATTACK ON THE BOARD LETTER (EXHIBIT "A"),
- Z) A REFUSAL BY A BOARD MEMBER NAMED "BREWSTER" TO RECEIVE A LETTER

 FROM A WORKING INTEREST OWNER REGARDING THE "DEMAND FOR

 DOCUMENTS," (EXHIBIT "B"),
- AA) THE ATTEMPT BY AN OFFICER NAMED "LAMBERT," IN YEAR 2002, ONLY

 4 MONTHS AFTER BEING HIRED BY "MR. ENERGYTEC, FRANK W COLE,"

 HAD AFTER BEING TOLD TO WRITE A LETTER ON THE LETTERHEAD OF

 ENERGYTEC TO ANDREW LUNDQUIST (OF THE WHITE HOUSE) FOR A

 TREMENDOUS SALE OF ITEMS LUNDQUIST WANTED TO BUY (TO SET UP FOR

 FUTURE SALES), AS DISCUSSED WITH "AN OUTSIDE CONTACT," LAMBERT

 DECIDED TO WRITE TO LUNDQUIST, INSTEAD, ON THE LETTERHEAD OF

 AMERICAN ENERGY DEVELOPMENT CORPORATION, LAMBERT'S OWN FAILING

 SURFRACTANT COMPANY (WHICH HE SEEMED TO HAVE BANKRUPTED)

 OFFERING AND FOCUSING ON HIS OWN COMPANY'S SURFRACTANT PRODUCT

 INSTEAD OF WHAT LUNDQUIST HAD WANTED TO BUY FROM ENERGYTEC

 (NEEDLESS TO SAY, LUNDQUIST WAS ANNOYED AT LAMBERT'S TRICK),

 SUCH "LETTER OF DECEIT WRITTEN BY LAMBERT IS IN EXHIBIT "C,"

- BB) AN OFFICER NAMED "KREMPEIN," IN CONSPIRACY WITH "LAMBERT"

 AND "WILLINGHAM," PERPETRATED THE EMBEZZLEMENT OF CLOSE

 TO \$ 800,000 OF STOCKHOLDER PROPERTY (LATER JOINED BY

 ATTORNEY "LEHMAN" IN AN ATTEMPT TO COVER IT UP AND WOUND

 UP SLANDERING "BIG JOHN," INSTEAD),
- OF DIRECTORS OF ENERGTEC IS A "DIS-BARRED/RESIGNED ATTORNEY,"

 SUCH DIS-BARRING/RESIGNING WAS DUE TO "LAMBERT'S THEFT OF

 \$ 35,000 FROM AN OLD LADY'S LIFE SAVINGS" AND THEN LAMBERT HAD

 THE AUDACITY TO CLAIM THAT IT WAS FEES THAT HE EARNED FROM HER,

 IN THE AMOUNTS OF \$ 20,000 FOR HALF OF ONE DAY PASSING AND THEN

 \$ 15,000 21 DAYS LATER (SEE EXHIBIT "D"),
- DD) THE OFFICER NAMED "LAMBERT" HAS HIRED BACK "EX-EMPLOYEES" OF ENERGYTEC INC THAT WERE PREVIOUSLY FIRED OR NOT WANTED DUE TO THEIR PAST DEFICIENCIES IN THEIR WORK ABILITIES (NAMELY "STAATS" AND "BERRY"), SUCH EMPLOYEES WERE BELIEVED TO BE LAMBERT'S EX-PARTNER (IN HIS OLD BANKRUPTED COMPANY), AND LAMBERT'S FRIEND'S WIFE. THIS "NEPOTISM METHOD OF HIRING" IS NOT IN THE BEST INTEREST OF ENERGYTEC PLAINTIFFS,
- EE) "LAMBERT" IN PREVIOUS YEARS HAD CAUSED THE FIRING OF

 PEOPLE THAT HE FEARED WERE GOING TO STAND IN HIS WAY OF TAKING

 OVER ENERGYTEC IN THE FUTURE, BY MAKING THINGS DIFFICULT FOR

 SUCH PEOPLE OR BLAMING LAMBERT'S OWN MISTAKES ON SUCH PEOPLE,

 (FOR EXAMPLE, AN OIL ENGINEER FRANK HAD HIRED WHO WAS TO TAKE

 FRANK W COLE'S PLACE WHEN RETIREMENT WOULD COME; AND THE

 WELL-KNOWN "BROOKS FREEMAN (VP OF IBM WORLDWIDE)." ALL THIS

- WAS DUE, AS DOCTOR'S SAY, TO LAMBERT'S "NAPOLEAN COMPLEX" AND "DESIRE TO BECOME AN OIL MAN,"
- FF) RUMORS ARE SAID THAT "LAMBERT" WAS INVOLVED IN A \$ 200,000

 EMBEZZLEMENT, IN ADDITION TO HIS HAVING GONE BANKRUPT, WHICH IS

 WHY FRANK W COLE HAD HIRED LAMBERT IN YEAR 2002 BECAUSE HE FELT

 SORRY FOR LAMBERT. AT SUCH TIME, LAMBERT HAD SUFFERED THE

 ENDING OF HIS SPOUSE'S TRUST FUND, SO HE NEEDED TO KEEP UP

 SOCIAL PRETENSES, AND THEN STARTED UNDERMINING FRANK W COLE

 AND ENERGYTEC WITH HIS ACTIONS AND MISDEEDS,
- GG) THROUGHOUT YEARS 2002 TO EARLY 2006, LAMBERT'S JOB WAS TO VERIFY AND SIGN "FRACTIONAL DIVIDED WORKING INTEREST OIL & GAS WELL ASSIGNMENTS OF LEASE, SEND OUT "OPERATING AGREEMENTS" TO SUCH WORKING INTEREST OWNERS, PREPARE AND VERIFY ALL PRIVATE PLACEMENT STOCK OFFERINGS AND SALES FORMS AND PROCEDURES. PREPARE AND VERIFY ALL FRACTIONAL DIVIDED WORKING INTEREST OIL & GAS WELL ASSIGNMENTS SALES FORMS AND PROCEDURES (AND PERCENTAGES OF WELLS SOLD SO HE COULD ALERT FRANK AS TO WHEN TO SWITCH TO ANOTHER WELL AND/OR LEASE), PREPARE AND VERIFY ALL WYOMING-BIG HORN FRACTIONAL DIVIDED WORKING INTEREST WELL ASSIGNMENTS SALES FORMS AND PROCEDURES, PREPARE AND VERIFY ALL SPECIAL PROJECTS OF FRACTIONAL DIVIDED WORKING INTEREST OIL & GAS WELLS AND FIELDS AND ASSIGNMENTS OF LEASES AND SALES FORMS AND PROCEDURES, HOWEVER, DUE TO LAMBERT'S PROPENSITY TO NOT PERFORM HIS JOB WITH GREAT CARE TO DETAIL AND ALL ASPECTS. HE HAS PUT ENERGYTEC IN A GRAVELY BAD POSITION (IF YOU BELIEVE THE FRIVOLOUS POORLY WRITTEN RUSHED RETALIATORY LAWSUIT TO YOURS

TRULY'S ATTACK ON THE BOARD LETTER - WHICH WAS ALSO SIGNED AND SENT TO THE BOARD BY MANY WORKING INTEREST OWNERS LAWSUIT ENERGYTEC FILED "ENERGYTEC INC VS. PHILIP M PROCTOR, ET AL. 3-06-CV-871-L), DUE TO LAMBERT'S "SAYING THAT ALL PRIVATE PLACEMENT SALES OF STOCK" AND THAT ALL "FRACTIONAL DIVIDED WORKING INTEREST SALES" AND PAYMENT OF SALES CHARGES ON ALL SUCH SALES WAS ALSO FINE, IN ADDITION TO HIS NEVER SENDING OUT "OPERATING AGREEMENTS FOR THE FRACTIONAL DIVIDED WORKING INTEREST WELLS," SINCE HE NEVER OBVIOUSLY LOOKED AT THE ASSIGNMENT OF LEASES THAT HE WAS VERIFYING AND SIGNING THEREOF,

HH) KREMPEIN & WILLINGHAM ARE ALSO JUST AS GUILTY AS LAMBERT IS

OF "ITEM GG," SINCE THEY WORKED BOTH WORKED FOR "HUTTON,

PATTERSON & COMPANY CPA'S" IN DALLAS TEXAS FOR AT LEAST THE

3 YEARS PRIOR TO 2005 WHEN THEY BECAME EMPLOYED BY ENERGYTEC.

DURING THOSE 3 YEARS, YEARS 2002 THRU 2005, SUCH CPA FIRM WAS

THE "INDEPENDANT CPA FIRM THAT GOT PAID A GREAT DEAL OF MONEY

TO PERFORM AUDITS OF ENERGYTEC'S OPERATIONS AND BOOKS AND

RECORDS FOR THE SEC FILINGS, AND GENERAL BUSINESS NEEDS."

THEREFORE, SINCE THESE "AUDITORS (KREMPEIN AND WILLINGHAM)"

WERE AWARE OF ALL SUCH SALES OF PRIVATE PLACEMENT STOCK, SALES

OF FRACTIONAL DIVIDED WORKING INTEREST OIL & GAS WELLS, SALES

OF SPECIAL PROJECTS IN FRACTIONAL DIVIDED WORKING INTEREST WELL

AND FIELD PROJECTS, IN ADDITION TO SALES CHARGES AND FEES PAID

ON SUCH, IT MUST HAVE ALL BEEN OKAY. ALSO, DEFINITELY ALL

THROUGHOUT, KREMPEIN AND WILLINGHAM, BETNG UNDER THE EMPLOY OF

ENERGYTEC AS EMPLOYEES, THEY DEFINITELY SAW AND APPROVED ALL SUCH SAME ACTIVITY DURING SUCH YEAR. ALSO, "BREWSTER-THOMAS-CHARLES-MASSOUD-LEHMAN-MCGANN-CHRISTIANSEN-PARSONS-BESEN-TILLOTSON-SMITH" WERE OBVIOUSLY AWARE OF ALL OF THESE SALES AND PAYMENTS OF FEES SINCE THEY WERE ALSO INVOLVED IN ALL SUCH EVENTS FROM YEARS 2002 THRU 2006 AS WELL. HOWEVER, BASED ON ENERGYTEC'S FILING OF THE "FRIVOLOUS POORLY WRITTEN RETALIATORY LAWSUIT "CV-871-L," THEN "LAMBERT-KREMPEIN-WILLINGHAM-BREWSTER-THOMAS-CHARLES-MASSOUD-LEHMAN-MCGANN-CHRISTIANSEN-PARSONS-BESEN-TILLOTSON-SMITH" WILL SOON NEED TO BE BROUGHT INTO THAT LAWSUIT BY THE MAIN PERSON THEY WERE RETALIATING UNWISELY AGAINST, AS ADDED ON "3RD PARTY CO-DEFENDANTS." WHEN THAT OCCURS, WHICH WILL BE SOON, IT LOOKS LIKE NOBODY WILL BE AVAILABLE TO RUN ENERGYTEC EXCEPT FRANK W COLE, JO JACKSON, AND CALVIN BASS,

II) IT HAS BEEN WRONGLY STATED BY ENERGYTEC, WITH LEAKS TO THE
"WWW.RAGINGBULL.COM MESSAGE BOARD FOR EYTC STOCK," BY "LAMBERT"
THROUGH ONE OF HIS STOCK-BROKER FRIENDS, "DOE-DEFENDANT #1,"

(INITIALS OF PERSON WITHHELD FOR NOW) ABOUT HOW ENERGYTEC BEGAN
SELLING "FRACTIONAL DIVIDED WORKING INTEREST OIL & GAS WELLS

("FDWIOGW")." THE FACT IS THAT IN EARLY TO MID YEAR 2002,
ENERGYTEC SOUGHT OUT A "TOP SALESMAN IN THE OIL INDUSTRY" AND
ASKED SUCH PERSON TO SELL "FDWIOGW FOR ENERGYTEC (WITH
LAMBERT'S APPROVAL AS TO THE VERIFICATION AS TO ITS BEING
LEGAL AND OKAY WITH THE SEC)," AND THAT ENERGYTEC WOULD PAY THE

SALES CHARGES AND FEES (ALSO APPROVED AND VERIFIED BY LAMBERT TO BE OKAY AND LEGAL WITH THE SEC). THEREAFTER, ENERGYTEC ASKED THE SAME "TOP SALESMAN IN THE OIL INDUSTRY" TO SELL THE "PRIVATE PLACEMENT STOCK" FOR ENERGYTEC (ALSO APPROVED AND VERIFIED BY LAMBERT TO BE OKAY AND LEGAL WITH THE SEC).

OF COURSE, THIS WAS ALSO ALL APPROVED AND OKAY WITH "LAMBERT-KREMPEIN-WILLINGHAM-BREWSTER-THOMAS-CHARLES-MASSOUD-LEHMAN-PARSONS-MCGANN-CHRISTIANSEN-TILLOTSON-SMITH-BESEN-ENERGYTEC,"

JJ) AFTER FRANK W COLE AND JO JACKSON WERE FIRED, "LAMBERT-KREMPEIN-WILLINGHAM-BREWSTER-THOMAS-CHARLES" PUT FRANK W COLE'S GRAND-DAUGHTER, HEATHER ANDERSON (BREWSTER'S STEP-DAUGHTER), IN THE POSITION OF BEING THE ONLY PERSON TO SPEAK TO ALL THE WORKING INTEREST WELL OWNERS, WORKING INTEREST OWNERS, AND STOCKHOLDERS. "LAMBERT-KREMPEIN-WILLINGHAM-BREWSTER-THOMAS-CHARLES" WOULD NOT SPEAK WITH ANYBODY, IN FACT WILLINGHAM'S VOICEMAIL SAID THAT HE WOULD BE RETURNING MESSAGES 3 WEEKS LATER, BUT NEVER DID. KREMPEIN'S VOICEMAIL SAID THAT SHE WOULD GET BACK TO YOU AND DID TO ONLY ABOUT 2% OF ALL CALLS. ANY FAXES SENT TO ENERGYTEC WERE NOT RESPONDED TO. LAMBERT WOULDN'T SPEAK TO ANYBODY EITHER EXCEPT FOR MAYBE 5% OF THE CALLS. PHONE CALLS FROM THE "TOP SALESMAN IN THE OIL INDUSTRY" AND FROM "BIG JOHN" WERE NEVER RETURNED AND WERE AVOIDED LIKE THE PLAGUE. WORKING INTEREST OWNERS AND STOCKHOLDERS ONLY WERE ABLE TO SPEAK WITH HEATHER ANDERSON, A 23 YEAR OLD TYPIST PUT

IN THE PLACE, STRATEGICALLY, BY "LAMBERT-KREMPEIN-WILLINGHAM-BREWSTER-THOMAS-CHARLES ("PHANTOMS")" TO ANSWER ALL QUESTIONS. THIS WAS DISGUSTING THAT THESE "PHANTOMS" FORCED THIS "NAIVE 23 YEAR OLD TO MAKE UP LIES, TELL A LIST OF PRESENTED LIES, GIVE HALF-THRUTHS, AND BASICALLY FORCED TO SAY ANYTHING TO JUST GET THE PEOPLE OFF THE PHONE BY PLACATING THEM. SUCH LIE WAS, "ENERGYTEC IS CURRENTLY BEING INVESTIGATED BY THE SEC, " WHEN IN REALITY IT WAS JUST A LAW FIRM SPECIALIZING IN SEC LAW THAT WAS PERFORMING THE INVESTIGATION. ON 5/4/06, THERE WAS A BARRAGE OF PHONE CALLS BY THE WORKING INTEREST OWNERS TO ASK FOR THEIR "OPERATING AGREEMENTS," WHICH MOST OF US KNEW NEVER EXISTED AT ALL. HEATHER ANDERSON TOLD 3 DIFFERENT ANSWERS TO THE SAME PEOPLE WITHIN HOURS OF EACH OTHER, ALL LIES (ONE WAS MADE UP BY HEATHER IN THE MORNING-THAT IT WAS THE PURCHASE AGREEMENT; THE NEXT ONE WAS TOLD TO HEATHER BY THE "PHANTOMS" FOR HER TO SAY AFTER THERE WAS AN OFFICE MEETING - THAT WAS SUCH THAT THEY WERE LOOKING FOR THEM AND WOULD CALL US UP WHEN THEY ARE FOUND; AND THE 3RD WAS IN THE AFTERNOON AFTER A MEETING WITH THE LAWYERS - WHICH WAS THE LAWYERS ARE REVIEWING THEM AND WE WILL BE MAILING THEM OUT DURING THE WEEK OF MAY 8TH). WE STILL ARE WAITING FOR SUCH "OPERATING AGREEMENT," WHICH NEVER EXISTED, SO IF THE "PHANTOMS" SEND THEM OUT, EACH MAILING CARRIES A "MAIL FRAUD CHARGE WITH IT." THIS WAS HORRIBLE THAT THE "WORKING INTEREST OWNERS AND STOCKHOLDERS ARE BEING TREATED LIKE THIS, AS WE

WORKING INTEREST OWNERS HAD BROUGHT INTO ENERGYTEC OVER THE YEARS ABOUT \$ 120 MILLION, AND SOME OF US WHO BOUGHT STOCK ALONG WITH THE OTHER STOCKHOLDERS AND BROUGHT INTO ENERGYTEC OVER ABOUT \$ 300 MILLION FROM STOCK PURCHASES (I ESTIMATE).

WHAT IS TRULY WORSE IS THAT "BREWSTER" WOULD ALLOW THIS TO HAPPEN TO HIS STEP-DAUGHTER, HEATHER ANDERSON. THE ONLY REASON WHY HEATHER ANDERSON IS NOT A DEFENDANT IN THIS CASE, IS BECAUSE OF MY RESPECT FOR FRANK W COLE AND MY SYMPATHY FOR HEATHER ANDERSON. DUE TO MY "ATTACK ON THE BOARD LETTER,"

"EXHIBIT A," IT CAUSED HEATHER ANDERSON TO OPEN UP HER EYES AND QUIT, EVEN THOUGH ENERGYTEC IS LYING AND SAYING THAT THEY FIRED HER. I AM HAPPY THAT I EVEN HELPED HER TO APPLY FOR FINANCIAL AID FOR GRADUATE SCHOOL (SHOWS WHAT TYPE OF PERSON "BREWSTER" IS, NOT TO EVEN HELP WITH GRADUATE SCHOOL TUITION!),

- KK) IN EARLY MARCH 2006, FRANK W COLE HAD WRITTEN A LETTER TO THE WORKING INTEREST OWNERS THAT THERE WAS AN OUTSIDE COMPANY WHO WANTED TO BUY OUR WELLS FROM US. LAMBERT HAD MET SUCH COMPANY WITH FRANK W COLE IN THE ENERGYTEC OFFICE. AFTER FRANK W COLE WAS FIRED, LAMBERT LIED TO WORKING INTEREST OWNERS AND HAD HEATHER ANDERSON-KREMPEIN-WILLINGHAM LIE AS WELL BY SAYING THAT NO SUCH COMPANY EVER EXISTED AND THAT FRANK W COLE JUST MADE IT UP, SO "EITHER WE LISTEN TO A DIS-BARRED/RESIGNED THIEF ATTORNEY OR SUCH SLIME SAYING THAT FRANK WAS BAD,"
- LL) THE ATTORNEYS, "LEHMAN-CHRISTIANSEN-PARSONS-SMITH" ARE

 PERFORMING LEGAL WORK FOR ENERGYTEC AND GETTING PAID, BUT

- THEY ARE NOT ADMITTED TO PRACTICE LAW IN THE STATE OF TEXAS, AS PER THE TEXAS BAR ASSOCIATION (EXHIBIT "E"),
- MM) "KREMPEIN & WILLINGHAM" ARE ILLEGALLY CHANGING THE NAMES

 OF THE "WORKING INTEREST OWNERS' MONTHLY CHECKS" AND ALSO

 "NOT PAYING THOSE THAT THEY SHOULD," IN ADDITION TO

 "NOT ANSWERING WORKING INTEREST OWNERS PHONE CALLS COMPLAINING

 OF EXPENSES FOR WELLS THAT DON'T BELONG IN THEIR PARTICULAR

 OWNERSHIP,"
- OF THE WELLS ARE SH.T," EVEN BEFORE HE KNOW WHAT WELLS THE
 PERSON OWNS, AND THEN IN THE NEXT BREATH HE STATES THAT
 ENERGYTEC WILL OFFER TO BUY THEM BACK (BASICALLY THE OLD
 "BAIT AND SWITCH" FLIM-FLAM MAN GAME). HE FURTHER STATES
 THAT "FRANK W COLE'S ENGINEERING REPORTS ARE ALL NO GOOD AND
 WERE FABRICATED, AND THEN HE STATES THAT ENERGYTEC WILL OFFER
 TO BUY YOUR WELLS BACK." LAMBERT DOESN'T REALIZE THAT THE
 WORKING INTEREST WELL OWNERS ARE BANDED TOGETHER AND LOVE
 THE WELL OWNERSHIPS. HE WILL NOT BE ABLE TO "STEAL THE WELLS
 FROM US WITH HIS LIES AND SLANDERING OF FRANK W COLE." LAMBERT
 IS NOT AN OIL MAN, IN FACT, THERE ARE NO "OIL MEN" IN THE
 DALLAS OFFICE AS MANAGEMENT OR ON THE BOARD. ALL THAT EXISTS
 AS MANAGEMENT AND WORKERS PRIMARILY ARE THE FOLLOWING:
- OO) THE ENTIRE BOARD OF DIRECTORS AFTER 3/20/06 AND THE OFFICERS

 ARE IN BREACH OF CONTRACT AND ARE DEEMED TO HAVE STOLEN THE

 REMAINDER OF THE \$ 8 MILLION OF THE REDWATER-SULPHUR BLUFF

PROJECT SINCE THEY SHUT DOWN THE PROJECT. THE PROJECT AND 100% WORKING INTEREST OWNED BY OTHERS, NOT ENERGYTEC, IS NOW WORTH ABOUT \$ 320 MILLION. AS SUCH, SINCE ENERGYTEC IS IN BREACH OF CONTRACT, THEY HEREBY HAVE JEOPARDIZED AND MAY LOSE THEIR OPTION TO BUY IT BACK FOR \$ 12 MILLION. WHAT A HORRIBLE THING TO DO TO THE SHAREHOLDERS, TO LOSE \$ 320 MILLION BECAUSE "BREWSTER-THOMAS-CHARLES-MASSOUD-LAMBERT-KREMPEIN-WILLINGHAM" HAVE, DUE TO BASIC STUPIDITY, POSSIBLY LOST THE ABILITY TO BUY SUCH BACK FOR \$ 12 MILLION.

- PP) NOW THAT THE LAW FIRMS HAVE COME OUT WITH THEIR FRIVOLOUS

 LAWSUIT, WHICH NOW BRINGS IN ENERGYTEC AND ALL THE DEFENDANTS

 EXCEPT FOR BERRY & STAATS, AS "3RD PARTY CO-DEFENDANTS," AND

 THERE ARE NO FORMAL CHARGES AGAINST FRANK W COLE, IT IS PLAIN

 TO SEE THAT THE BOARD DID INDEED OPERATE IN CONSPIRACY WITH

 LAMBERT TO HURT THE STOCKHOLDERS AND WORKING INTEREST OWNERS;

 HOWEVER, NEXT WEEK WILL BRING A "BEHEMOUTH OF A MAELSTROM UPON

 ALL 18 DEFENDANTS, THE LIKES OF WHICH HAS NEVER BEEN SEEN

 BEFORE. THE BOARD, "BREWSTER-THOMAS-CHARLES" ARE NOW AGAIN

 CALLED UPON TO IMMEDIATELY CORRECT YOUR ERROR, AS STATED IN

 THE ATTACK OF THE BOARD LETTER, EXHIBIT "A," OR SUFFER THE

 CONSEQUENCES.
 - 1) "BREWSTER" CONSPIRED WITH LAMBERT TO FIRE FRANK W COLE
 SO THEY COULD LEGALLY STEAL BACK THE "44% OF WYOMING
 BIG-HORN" FROM THE ENRGYTEC STOCKHOLDERS, AMOUNTING
 TO ABOUT \$ 800 MILLION, THAT WAS JUST ABOUT TO BE SOLD
 BY FRANK W COLE; THEREBY THE MONIES GO TO ENERGYTEC, NOT

THE STOCKHOLDERS, AND ALSO "TANK THE STOCK" TO DRIVE ENERGYTEC DOWN INTO THE GROUND AND THEN "PRIVATIZE IT."

HE IS ALSO GUILTY OF "SARBANES-OXLEY VIOLATIONS AND A MULTITUDE OF OTHER CRIMES AND MISDEEDS,"

- 2) "THOMAS" SAME AS #1,
- "CHARLES" SAME AS #1,
- 4) "MASSOUD" WISE TO HAVE RESIGNED 2/20/06; HE SAW THE SLIMEY MOVE COMING,
- 5) "LAMBERT" A DIS-BARRED/RESIGNED ATTORNEY WHO STOLE
 \$ 35,000 FROM AN OLD LADY'S LIFE SAVINGS. ALSO, OVER THE
 PAST 5 YEARS LAMBERT HAS BEEN TELLING PEOPLE AND LEADING
 THEM TO BELIEVE HE IS AN ATTORNEY (TEXAS UPL IS
 INVESTIGATING HIM NOW. LAMBERT IS ALSO GUILTY OF
 "SARBANES-OXLEY VIOLATIONS AND A MULTITUDE OF OTHER
 CRIMES AND MISDEEDS,"
- 6) "KREMPEIN" AN EMBEZZLER OF STOCKHOLDER PROPERTY

 AMOUNTING TO APPROXIMATELY \$ 800,000. FURTHER, SHE IS

 GUILTY OF APPROVING THE PRIOR YEARS' AUDIT RESULTS AND

 SEC SUBMISSIONS OF REPORTS SINCE HE WAS OBVIOUSLY AWARE

 OF ALL ACTIVITIES, PAYMENTS AND SALES (AN INVESTIGATION

 IS CURRENTLY STARTED ON HER). SHE IS ALSO GUILTY OF

 "SARBANES-OXLEY VIOLATIONS AND A MULTITUDE OF OTHER

 CRIMES AND MISDEEDS,"

- 7) "WILLINGHAM" A "DEFICIENT CPA" THAT DIDN'T KNOW IN JANUARY 2006 AT OUR MEETING ABOUT THE YEAR 2005 ENERGY TAX DEDUCTIONS AND HOW THEY AFFECTED ENERGYTEC AND THE WORKING INTEREST OWNERS. HE WAS SO UNKNOWING THAT FRANK W COLE ORDERED HIM TO DO WHATEVER I TELL HIM TO DO TAXWISE AND ACCOUNTING WISE FROM THEN ON. RIGHT NOW, THERE IS A "CPA BOARD INVESTIGATION TO BE STARTED ON HIM." FURTHER, HE IS GUILTY OF APPROVING THE PRIOR YEARS' AUDIT RESULTS AND SEC SUBMISSIONS OF REPORTS SINCE HE WAS OBVIOUSLY AWARE OF ALL ACTIVITIES, PAYMENTS AND SALES. ALSO, WILLINGHAM IS GUILTY OF SENDING A "LETTER TO THE SEC" ABOUT FRANK W COLE IN MARCH 2006 BUT LEFT OUT THAT "THESE FIRST 7 PEOPLE (IN ADDITION TO THE ATTORNEYS BELOW) ARE JUST AS AWARE AND GUILTY OF ALL SUCH ACTIONS,". HE IS ALSO GUILTY OF "SARBANES-OXLEY VIOLATIONS AND A MULTITUDE OF OTHER CRIMES AND MISDEEDS,"
- 8) "BESEN" AN ATTORNEY THAT HAS VIOLATED "ATTORNEY

 CODE OF ETHICS" OF "ATTORNEY MIS-REPRESENTATION,

 CANDOR TOWARDS THE TRIBUNAL, AND EVEN ILLEGAL FORCING

 OF WRONGFUL INFORMATION UNDER DURESS FROM MY

 "DOE-DEFENDANT # 2." THERE HAS BEEN A COMPLAINT

 FILED WITH THE PROPER ASSOCIATIONS AND AUTHORITIES,

 HE IS ALSO GUILTY OF "SARBANES-OXLEY VIOLATIONS AND A

 MULTITUDE OF OTHER CRIMES AND MISDEEDS,"

- 9) "TILLOTSON" AN ATTORNEY WHO WROTE A "FRIVOLOUS

 POORLY WRITTEN SLANDERING WRONGFUL RETALIATORY

 LAWSUIT AND HAD THE NERVE TO GET PAID FOR IT,"

 AND ALSO HE IS GUILTY OF "SARBANES-OXLEY

 VIOLATIONS AND IS GUILTY OF A MULTITUDE OF OTHER CRIMES

 AND MISDEEDS,"
- 10) "MCGANN" AN ATTORNEY WHO SEEMS TO BE ATTEMPTING TO

 COVER UP AN EMBEZZLEMANT OF STOCKHOLDER PROPERTY, IN

 CONSPIRACY WITH PARSONS. ALSO SHE WROTE A "FRIVOLOUS

 POORLY WRITTEN SLANDERING WRONGFUL RETALIATORY

 LAWSUIT AND HAD THE NERVE TO GET PAID FOR IT,"

 AND ALSO SHE IS GUILTY OF "SARBANES-OXLEY

 VIOLATIONS AND IS GUILTY OF A MULTITUDE OF OTHER CRIMES

 AND MISDEEDS,"
- 11) "SMITH" AN ATTORNEY WHO WROTE A "FRIVOLOUS

 POORLY WRITTEN SLANDERING WRONGFUL RETALIATORY

 LAWSUIT AND HAD THE NERVE TO GET PAID FOR IT,"

 AND ALSO HE IS GUILTY OF "SARBANES-OXLEY

 VIOLATIONS AND IS GUILTY OF A MULTITUDE OF OTHER CRIMES

 AND MISDEEDS,"
- 12) "CHRISTIANSEN" AN ATTORNEY WHO SEEMS TO BE ATTEMPTING
 TO COVER UP AN EMBEZZLEMANT OF STOCKHOLDER PROPERTY, IN
 CONSPIRACY WITH PARSONS. ALSO HE WROTE A "FRIVOLOUS
 POORLY WRITTEN SLANDERING WRONGFUL RETALIATORY
 LAWSUIT AND HAD THE NERVE TO GET PAID FOR IT,"

- AND ALSO HE IS GUILTY OF "SARBANES-OXLEY
 VIOLATIONS AND IS GUILTY OF A MULTITUDE OF OTHER CRIMES
 AND MISDEEDS,"
- 13) "LEHMAN" AN ATTORNEY WHO IS ATTEMPTING TO

 COVER UP AN EMBEZZLEMANT OF STOCKHOLDER PROPERTY.

 HE ALSO WROTE A "FRIVOLOUS POORLY WRITTEN SLANDERING

 WRONGFUL RETALIATORY LAWSUIT AND HAD THE NERVE TO GET

 PAID FOR IT," AND ALSO HE IS GUILTY OF

 "SARBANES-OXLEY VIOLATIONS AND IS GUILTY OF A MULTITUDE

 OF OTHER CRIMES AND MISDEEDS,"
- 14) "PARSONS" A LAW FIRM THAT IS ATTEMPTING TO

 COVER UP AN EMBEZZLEMANT OF STOCKHOLDER PROPERTY.

 SUCH LAW FIRM IS GUILTY OF NOT BEING ADMITTED TO

 PRACTICE IN TEXAS AND OF PRESENTING A "FRIVOLOUS

 POORLY WRITTEN SLANDERING WRONGFUL RETALIATORY

 LAWSUIT AND HAD THE NERVE TO GET PAID FOR IT,"

 AND ALSO IT IS GUILTY OF "SARBANES-OXLEY

 VIOLATIONS AND IS GUILTY OF A MULTITUDE OF OTHER CRIMES

 AND MISDEEDS,"
- 15) "BERRY" AN EMPLOYEE OF ENERGYTEC WHOSE WORK WAS

 DEFICIENT IN THE PAST TO SUCH A DEGREE, THAT SHE WAS

 NOT DESIRED TO BE RE-EMPLOYED, AFTER SHE HAD QUIT. NOW

 SHE IS "A CASE OF NEPOTISM EMPLOYEE" HIRED BECAUSE OF

 BEING THE WIFE OF A FRIEND OF LAMBERT, AND THEREBY

 TAKING STOCKHOLDER ASSETS WRONGFULLY,

- 16) "STAATS" AN EMPLOYEE OF ENERGYTEC WHOSE WORK WAS

 DEFICIENT IN THE PAST TO SUCH A DEGREE, THAT HE WAS

 FIRED BECAUSE HE WAS DOING HIS OWN PERSONAL SEARCHING

 FOR LEASES TO BUY FOR HIMSELF, WHEN HE WAS GETTING PAID

 BY ENERGYTEC TO SEARCH FOR LEASES FOR ENERGYTEC TO BUY.

 HE ALSO CHARGED PERSONAL TRAVEL EXPENSES TO ENERGYTEC

 AND GOT PAID. WHEN THIS WAS DISCOVERED, HE WAS FIRED.

 NOW HE IS "A CASE OF NEPOTISM EMPLOYEE" HIRED BECAUSE OF

 BEING THE EX-PARTNER OF LAMBERT'S IN HIS DEFUNCT

 BANKRUPTED DECEIT-TYPED LETTERHEAD SURFRACTANT BUSINESS.

 AGAIN THIS NOT TAKES AWAY STOCKHOLDER ASSETS WRONGFULLY.
- 17) "ENERGYTEC" AS THE EMPLOYER OF (AND PAYOR OF BOARD OF DIRECTOR FEES, AND OTHER OUTSIDE VENDOR FEES) OF "BREWSTER-THOMAS-CHARLES-MASSOUD-LAMBERT-KREMPEIN-WILLINGHAM-BESEN-TILLOTSON-MCGANN-SMITH-CHRISTIANSEN-LEHMAN-PARSONS-BERRY-STAATS" IS, IN ADDITION TO THE CRIMINALLY AND CIVIL PERSONAL WRONGFUL ACTIONS OF THE 16 AFORE-MENTIONED PERSONALLY LIABLE INDIVIDUALS; SAID CORPORATION IS LIKEWISE RESPONSIBLE EACH OF THESE AFORE-MENTIONED 16 INDIVIDUALS' WRONGFUL ACTIONS, AND FOR ITS OWN SUCH WRONGFUL ACTIONS.
- 18) THE TRUE NAMES AND/OR CAPACITIES, WHETHER INDIVIDUAL,

 CORPORATE, PARTNERSHIP, ASSOCIATE OR OTHERWISE, OF THE

 DOE-DEFENDANTS SUED HEREIN AS DOES 1 THROUGH 100,

INCLUSIVE, ARE UNKNOWN TO PLAINTIFF, WHO THEREFORE SUES SAID DOE-DEFENDANTS BY SUCH FICTITIOUS NAMES. PLAINTIFF IS INFORMED AND BELIEVES, AND THEREON ALLEGES, THAT SUCH FICTITIOUSLY NAMED DOE-DEFENDANTS ARE LIABLE TO PLAINTIFF AS SET FORTH HEREIN AS ARE ALL THE OTHER DEFENDANTS, AND ARE RESPONSIBLE, IN WHOLE OR IN PART, FOR THE DAMAGES ALLEGED TO HAVE BEEN SUFFERED BY PLAINTIFF. PLAINTIFF WILL AMEND THIS COMPLAINT TO STATE THEIR TRUE NAMES AND CAPACITIES WHEN ASCERTAINED. PLAINTIFF INTENDS ALL FURTHER REFERENCES IN THIS COMPLAINT TO "DEFENDANTS" TO EXPRESSLY INCLUDE REFERNCE TO SUCH FICTITIOUSLY NAMED DOE-DEFENDANTS. AT ALL TIMES HEREIN MENTIONED, EACH DOE-DEFENDANT WAS THE AGENT, PARTNER, JOINT-VENTURER, SERVANT AND/OR EMPLOYEE AND AUTHORIZED REPRESENTATIVE OF EACH DEFENDANT AND IN DOING THE ACTIONS HEREIN ALLEGED. ACTED WITHIN THE SCOPE OF SUCH ACTUAL AND/OR APPARENT AUTHORITY; SUCH BEING GUILTY INDIVIDUALLY AND AS SUCH EMPLOYEE.

19) ALL DEFENDANTS ARE GUILTY OF, BUT NOT LIMITED TO,

"CAUSES OF ACTIONS ITEMS A THRU V (INCLUDING NON-OFFICERS

AND NON-DIRECTORS IN THEIR OWN APPLICABLE MANNER AND

ACTIONS," IN ADDITION TO THE AS EACH FOLLOWING SUCH

RELATES OF "CAUSES OF ACTION ITEMS W THRU PP," AND ANY

OTHER ACTIONS THAT ARE COMMENSURATELY DESERVING THEREOF.

ALL ACTIONS BY ALL THE DEFENDANTS ARE MULTIPLE AND CAUSED HARM AND DAMAGES TO THE PLAINTIFFS, INCLUDING BUT NOT LIMITED TO, PHYSICAL, EMOTIONAL, MONETARY, PSYCHOLOGICAL, GENERAL PUBLIC WRONGFUL, SPECIFIC CLASS WRONGFUL, ETHICAL, SEXUAL, HARRASSFUL, CONTRACTUALLY WRONGFUL, SLANDEROUS, CRIMINAL, SEC VIOLATING, CIVIL RIGHTS VIOLATING, CONSTITUTIONAL VIOLATING, AND AMONG OTHERS TO BE BROUGHT OUT IN COURT.

FIFTH: AS A DIRECT AND PROXIMATE RESULT OF DEFENDANTS'

ACTIONS AND/OR OMISSIONS, PLAINTIFFS HAVE BEEN DAMAGED IN

AN AMOUNT TO BE PROVEN AT TRIAL.

WHEREFORE, PLAINTIFFS PRAY FOR JUDGMENT AS FOLLOWS:

- 1. DEFENDANTS WHO ARE ATTORNEYS SHOULD BE REFERRED TO

 THEIR PARTICULAR STATE BAR ASSOCIATION FOR THE PROCESS

 OF DIS-BARMENT;
- 2. DEFENDANTS WHO HAVE COMMITTED EXTREME CIVIL HARM TO SUCH A WRONGFUL LEVEL, AS WAS THEIR PURPOSE,

 THAT IT IS CRIMINAL IN NATURE, AND INTENTIONAL HARM TO THE WORKING INTEREST OWNERS, THE STOCKHOLDERS AND THE GENERAL PUBLIC, IN SUCH DEGREE AS THEY SHOULD BE REFERRED TO THE US ATTORNEY FOR PROSECUTION;

- 3. DEFENDANTS WHO HAVE COMMITTED SUCH INTENTIONAL CRIMINAL ACTIVITY, INCLUDING BUT NOT LIMITED TO EMBEZZLEMENT, THEFT, SCANDALOUSLY MANIPULATION OF THE STOCK AND THE WORKING INTEREST OWNERSHIPS, SHOULD BE REFERRED TO THE US ATTORNEY FOR PROSECUTION.
- 4. COURT TO FORCE THE REMOVAL OF THE BOARD MEMBERS,
 BREWSTER, THOMAS AND CHARLES; AND REPLACING THEM WITH
 MAJORITY SHAREHOLDER OTHER CHOICES.
- 5. COURT TO REMOVE LAMBERT, KREMPEIN, WILLINGHAM, BERRY
 AND STAATS; AND ALLOWING THE MAJORITY SHAREHOLDERS'
 BOARD MEMBERS' CHOICES TO CHOOSE.
- 6. FOR DAMAGES IN AN AMOUNT TO BE PROVEN AT TRIAL;
- 7. FOR COSTS AND REASONABLE PRO SE AND LEGAL STAFF AND EXPENSES FEES;
- 8. PUNITIVE DAMAGES OF \$ 2.5 BILLION, OR AS THE COURT

 SEES FIT, AND COMPENSATORY DAMAGES OF \$ 1 BILLION, OR

 AS THE COURT SEES FIT, TO BE PAID TO ALL PLAINTIFFS, AS

 THE COURT SEES FIT, BY THE INDIVIDUALS FROM THEIR OWN

 PERSONAL ASSETS, AND THAT THE COURT ORDERS APPROPRIATE

 ORDERS AS SUCH;
- 9. PUNITIVE DAMAGES AND COMPENSATORY DAMAGES TO BE PAID TO
 ALL PLAINTIFFS, AS COURT SEES FIT, BY THE
 CORPORATIONS OR OTHER ENTITY-TYPES FROM THEIR OWN

ASSETS, AND THAT THE COURT ORDERS APPROPRIATE ORDERS AS SUCH (THEN CAN BE ACCEPTED OR REJECTED BY EACH PARTICULAR PLAINTIFF IN WHOLE OR PART SO AS TO NOT POSSIBLY HURT SAID CORPORATION OR OTHER ENTITY-TYPES;

- 10. ANY AND ALL COSTS WHICH WILL BE SPENT BY ME DURING AND
 AS A RESULT OF THIS FEDERAL LAWSUIT BEING FILED TODAY
 HEREIN.
- 11. FOR SUCH OTHER AND APPROPRIATE RELIEF AS DEEMED APPROPRIATE BY THE COURT.

RESPECTFULLY SUBMITTED,

JOHN J FETITO

PAINTIFF - PRO SE ONE SANFORD COURT

NORTH WOODMERE, N.Y. 11581

TEL: (516) 791-1306

DATE: MAY 23, 2006

EXHIBIT A

JOHN J PETITO
ONE SANFORD COURT
NORTH WOODMERE NY 11581

MAY 7, 2006

ERIC A BREWSTER
217 SANTA FE TRAIL
WAXAHACHIE TX 75165

DEAR ERIC,

YOU DON'T KNOW ME BUT I HAVE GREAT LOVE AND RESPECT, AS MANY OTHER PEOPLE DO, FOR YOUR FATHER-IN-LAW, FRANK W COLE. AS YOU KNOW, HIS HEART IS ALWAYS IN THE RIGHT PLACE. I AM A WORKING INTEREST OWNER OF MANY OIL & GAS WELLS, IN ADDITION TO THE \$ 8 MILLION REDWATER-SULPHUR BLUFF "REDWATERPET OIL & GAS ROYAL OIL FAMILY DELECTATION LLC, PROJECT" THAT ENERGYTEC SOLD TO ME, AND MANY OTHER PEOPLE AS WELL. I, AND OTHER WORKING INTEREST OWNERS REALIZE THAT WE DO OWN MAJORITY INTEREST IN ABOUT 75% OF THE WELLS IN EAST TEXAS FIELDS, TRIX-LIZ FIELD, KILGORE FIELD, THE \$ 8 MILLION REDWATER-SULPHUR BLUFF "REDWATERPET OIL & GAS ROYAL OIL DELECTATION LLC," ETC AND WE ALL (258+ OIL WELL PROGRAM OWNERS) DO NOT APPRECIATE THE WAY IN WHICH OUR PHONE CALLS HAVE BEEN IGNORED AND NOT TAKEN BY DON, DOROTHEA AND PAUL. THEN RECENTLY, A NEW NAME, GREG BALL OR HALL IS SAYING THAT HE IS AN ACCOUNTANT, WHO, I AM TOLD BY OTHER WORKING INTEREST PEOPLE, SEEMS TO HAVE AS MUCH ACCOUNTING KNOWLEDGE AS A "RECEPTIONIST" WHEN YOU ASK HIM ACCOUNTING QUESTIONS, BUT HE HAS A NICE PERSONALITY.

I DO NOT KNOW IF YOU ARE AWARE OF THE ANTICS AND BREACHES AND ACTIONS (CRIMINAL AND CIVIL) THAT ARE BEING PERPETRATED AGAINST THE WORKING INTEREST OWNERS AND ENERGYTEC BY YOUR OFFICERS, DON, DOROTHEA, AND PAUL. OUR ATTORNEYS (YES - AMONG US WORKING INTEREST OWNERS WE HAVE EXTREMELY HIGH POWERED ATTORNEYS, SEC, SEC REGULATORY AND OTHER) ARE ANXIOUSLY ON STANDBY. WE HAVE HAD OUR OWN ON-GOING INVESTIGATION OF ALL THAT HAS TRANSPIRED SINCE 3/20/06, AS THERE ARE WELL-KNOWN LITIGATORS, OFFICERS OF LAW, AND OTHERS THAT STAND STRONG IN THE SEC AMONG US. FURTHER, MY OWN CONNECTIONS WITH GOVERNMENTAL ORGANIZATIONS, MEDIA AND LAW ENFORCEMENT ARE ALL READY AT OUR CALL.

THE PROBLEM IS THAT IT SEEMS TO ALL WORKING INTEREST OWNERS THAT DON LAMBERT, DOROTHEA KREMPEIN AND PAUL WILLINGHAM ARE PUTTING YOUR STEP-DAUGHTER HEATHER ANDERSON IN AN EXTREMELY BAD POSITION. IT SEEMS THAT SHE IS COERCED TO TELL FLAGRANT LIES, MADE-UP STORIES, AND ANYTHING TO GET THE WORKING INTEREST PEOPLE OFF THE PHONE, BECAUSE PAUL, DON AND DOROTHEA ARE NOT SPEAKING WITH THE WORKING INTEREST OWNERS. THIS REALLY DIRECTLY AFFECTS YOUR FAMILY, ERIC. IN ONE DAY ALONE, HEATHER WAS FORCED TO SAY

3 DIFFERENT ANSWERS TO THE SAME PERSON ON THE SAME ISSUE: ONCE WHERE SHE DIDN'T KNOW WHAT THE TOPIC WAS BUT SHE MADE UP AN ANSWER ANYWAY. THE SECOND WAS AFTER A COMPANY MEETING AND SHE WAS TOLD TO SAY A FLAT-OUT LIE. THE THIRD ONE SEEMED TO BE AFTER SHE MAY HAVE MET WITH AN ATTORNEY (POSSIBLY THE ONE FROM YOUR TOWN). ALL ALONG SHE HAS BEEN FED BY HER SUPERIORS, "WHAT SEEMS TO BE LIES AND MISTRUTHS TO TELL US JUST TO PLACATE US OR GET US OFF THE PHONE." ALSO IN REGARDS TO WORKING INTEREST OWNERS' QUESTIONS ABOUT WHAT COMPANY WANTED TO BUY OUR WORKING INTERESTS FROM US, HEATHER WAS FORCED TO SAY QUITE OBVIOUS LIES (BY THE WAY, WE ARE NOW IN CONTACT WITH SUCH COMPANY).

ALL THESE ABOVE ITEMS ARE IS VERY BAD FOR HEATHER PERSONALLY, AS OUR ATTORNEYS TOLD US ABOUT 1.5 MONTHS AGO TO SIMPLY RECORD CONVERSATIONS AND NOTE ALL ANTICS AND ACTIONS COMMITTED BY DOROTHEA, DON & PAUL, AND SAID TO US BY HEATHER ANDERSON ESPECIALLY. FURTHER, ALL OF THESE ANTICS, ACTIONS AND WORDS ALSO MAKE THE OFFICERS AND ALL OF YOU BOARD MEMBERS AS WELL GUILTY OF SO FAR IN EXCESS OF 23 SEPARATE AND DISTINCT VIOLATIONS OF SARBANES-OXLEY AND ALSO CRIMINAL ACTION. OUR ATTORNEYS ARE READY TO POUNCE AND THE MEDIA IS READY TO "DO A MEDIA BLITZ," BUT WE ARE HOLDING THEM ALL AT BAY TO GIVE YOU AND THE REST OF THE BOARD A FINAL CHANCE TO "LESSEN AND MITIGATE THE CHARGES TO BE BROUGHT AGAINST EACH OF YOU PERSONALLY AND THE OFFICERS OF ENERGYTEC, " BY YOU HAVING THE BENEFIT OF DOUBT THAT MAYBE YOU DID NOT KNOW ALL OF WHAT WAS GOING ON IN THE TRENCHES OF THE "ENERGYTEC INC DALLAS OFFICE." WE HAVE FIELD PEOPLE READY TO COME ALONG AND TESTIFY TOO. MY PERSONAL SUGGESTION IS THAT YOU CORRECT YOUR ERROR, AND IMMEDIATELY RE-HIRE FRANK W COLE AS CEO AND CFO. THERE WILL NO LONGER BE A NEED FOR DON LAMBERT ANYMORE OR DOROTHEA KREMPEIN OR PAUL WILLINGHAM, AS THEY WILL BE KEPT QUITE BUSY IN COURT AND/OR ON A CHAIN GANG. FURTHER, GREG BALL OR HALL CAN BE MADE THE "RECEPTIONIST (FROM WHAT HE IS SAYING TO PEOPLE, IT SEEMS THAT HE HAS A GOOD PERSONALITY FOR THAT).

US WORKING INTEREST OWNERS, ALL REALIZE THAT WE SEEM TO BE NOT WANTED BY YOUR BOARD, EVEN THOUGH IT WAS "US WORKING INTEREST OWNERS" THAT BROUGHT ENERGYTEC QUICKLY TO OWNING AS MANY FIELDS AND WELLS AND HAVE THE TREMENDOUS ASSETS IT HAS. ALSO, IT IS THE WORKING INTEREST OWNERS THAT CAUSED THE STOCK TO GROW UPWARDS OF \$ 3.25 A SHARE SO QUICKLY AND READY TO GO TO THE AMERICAN EXCHANGE.

MY SIMPLE ANSWER TO ALL THAT ASK ME IS, "I DO NOT WANT TO BE A MEMBER IN A CLUB THAT DOESN'T WANT ME TO BE A MEMBER."

THE BIG ISSUE THAT IS MAKING YOU AND THE REST OF THE BOARD THE LAUGHING STOCK OF ALL BOARDS IS THAT, "IF YOU ACCUSE FRANK W COLE OF DOING SUCH WRONGFUL THINGS, SO BAD IN FACT THAT YOU FIRED HIM, THEN WHY IN GOD'S NAME DID YOU NOT FIRE DON LAMBERT TCO?"

- 1) DON LAMBERT WAS THE PERSON WHO FILED AND SIGNED ALL THE "ASSIGNMENT OF LEASES" FOR THE WORKING INTERESTS (WE HAVE HIS SIGNATURE ON THEM).
- 2) WASN'T DON LAMBERT THE PERSON IN CHARGE OF MAKING SURE THAT THE "OPERATING AGREEMENTS" FOR THE WORKING INTERESTS WERE FILLED OUT WHICH BY THE WAY, WAS NEVER DONE, WE DON'T HAVE ANY THAT ANY OF US SIGNED.
- 3) WASN'T DON LAMBERT THE PERSON WHO DRAFTED AND CAME UP WITH THE PRIVATE OFFERING AND CONFIDENTIAL INVESTOR QUESTIONNAIRES, OR AT LEAST WAS AWARE OF THEM, AND HE SIGNED THE PAPERWORK.
- 4) DON LAMBERT, ALL ALONG, WAS AWARE AND WAS SIDE-BY-SIDE WITH FRANK W COLE DOING ALL THESE THINGS, SO IF FRANK W COLE IS GUILTY OF ANY WRONG, SO IS DON LAMBERT.

WHEN I MET DON LAMBERT IN JANUARY 2006, HE GAVE ME "THE FISH HANDSHAKE." THAT TELLS YOU A LOT ABOUT A PERSON. ALSO, HE WAS SO QUICK TO DUCK OUT WHEN I WAS GOING TO CONFRONT HIM WITH QUESTIONS. THAT DAY WILL COME AGAIN. ANYWAY, YOUR "SELECTIVE FIRING" ALSO MAKES ONE THINK THAT THERE WAS A "BOARD CONSPIRACY WITH A PERSON THAT WAS JEALOUS OF FRANK W COLE AND DESIRED TO BE IN HIS PLACE, NAMELY DON LAMBERT." SO, HE MAY HAVE FED "WRONG INFORMATION TO YOU ALL WHICH LED YOU TO MAKE SUCH A WRONGFUL FIDUCIARY MALFEASANCE-TYPE DECISION TO FIRE FRANK W COLE." HE IS THE ONLY "TRUE OIL-MAN THAT WAS AN OFFICER AND BOARD MEMBER." CARY DUKES RESPECTS FRANK W COLE AS WELL.

ALL THE ABOVE IS COMMON KNOWLEDGE IN THE FIELDS, IF YOU ASK.

IT WAS YOU AND THE REST OF THE BOARD'S "GENIUS (SARCASTICALLY SAID) MOVE TO FIRE FRANK W COLE AND CAUSE THE STOCK TO DROP TO 29 CENTS A SHARE." ADDITIONALLY, YOU TOOK BACK FROM THE STOCKHOLDERS THE 44% OWNERSHIP OF WYOMING BIG HORN WHICH WAS READY FOR SALE (I VIEW IT AS A LEGAL THEFT EVEN THOUGH YOU DID IT BEFORE THE EX-DIVIDEND DATE ANALOGY LEGALLY). THOSE WERE "REAL THOUGHT-PROVOKING MOVES" IN MY OPINION, AND IN MOST OTHERS OPINIONS TOO. IT BORDERS ON COMPLETE "BONEHEAD IDIOCY AND BOARD MALFEASANCE," ESPECIALLY SINCE ALL THE "WATERY FABRICATED REASONS YOU GAVE ON 3/20/06 AS TO WHY YOU FIRED FRANK W COLE, THAT YOU WOULD BE INVESTIGATING SOON," THEY ALL BASICALLY DISAPPEARED AND YOU ARE FOCUSING ON THE MANNER IN WHICH FRANK SOLD THE WORKING INTERESTS, EVEN THOUGH IT IS ALL LEGAL. YOUR LAW FIRMS, THAT WE PAY AS WORKING INTEREST OWNERS, ARE QUITE A JOKE TO US AND OUR ATTORNEYS. ONE GUY "BESEN" GOT KNOCKED OUT IN LEFT FIELD FAST (NOT EVEN BY AN ATTORNEY), AND IS NOW SOON TO FACE "ATTORNEY ETHICS VIOLATIONS AND MAY BECOME DIS-BARRED, LIKE, AS RUMORS TELL US, DON LAMBERT WAS. BY THE WAY, WAS DON LAMBERT DIS-BARRED FROM BEING AN ATTORNEY? SO, FOR WHAT REASON (ANY INTERESTING SIMILARITIES TO WHAT IS HAPPENING NOW)? THEN SOME GUY FROM YOUR TOWN SEEMS NOT TO EVEN BE FOLLOWING "THE HANDBOOK FOR LAWYERS DOING SEC COMPLIANCE INVESTIGATION" FOUND ON THE INTERNET. IT SEEMS THAT HE COMPLETELY MISSED THE VERY FIRST SECTION (COMPLIANCE ATTORNEY 101); I GUESS HE WAS IN THE BATHROOM AT THE TIME. ANYWAY THEREFORE, OUR MONIES ARE BEING SPENT FRAUDULENTLY.

FURTHER, DOROTHEA (IN CONSPIRACY I AM SURE WITH DON AND PAUL, SINCE SHE WOULDN'T BE FOOLISH ENOUGH OR HAVE NERVE TO COMMIT A CRIME (IN MY OPINION) ON HER OWN VOLITION, HAS REFUSED TO SEND "STOCK SHARES THAT SHE HAS IN HER POSSESSION," TO MY WIFE (IN EXCESS OF \$ 560,000 PURCHASE COST FROM THE NOVEMBER 2005 STOCK OFFERING UNDER OIL IS FAB & WE ARE GLAD LLC). I VIEW THIS, AND OTHERS DO TOQ, AS CRIMINAL, SINCE IT IS A "THEFT OF PROPERTY" BECAUSE MY WIFE WANTS HER SHARES OF STOCK AND THE SIGNED PUT OPTION AND DOES NOT DESIRE DOROTHEA TO HOLD THEM (ALL OTHER PURCHASERS RECEIVED THEIRS ALREADY WITH THE PUT OPTION). MY WIFE GAVE DOROTHEA TILL 5/5/06 FOR MY WIFE TO HAVE "IN HAND" THE STOCK SHARES AND PUT OPTION (DOROTHEA SAID THAT SHE WOULD SEND THEM OUT IMMEDIATELY AFTER HAVING ADMITTED THEY WERE LOST AND THEN FOUND-EVEN THOUGH I HAVE PROOF TO THE CONTRARY AS TO ANY SUPPOSED STATE OF BEING LOST). AS OF TODAY, THEY ARE NOT IN MY WIFE'S HAND. SO, AS I INFORMED DOROTHEA'S VOICEMAIL (OF COURSE SINCE SHE DOESN'T ANSWER THE PHONE), THAT I WILL GET "QUALIFIED PEOPLE AND AGENCIES" DOWN THERE TO HELP HER GET THEM TO MY WIFE (ALREADY IN MOTION).

I AM NOT ACTING AS A SPOKESPERSON AT ALL, I AM JUST INFORMING YOU OF WHAT IS GOING ON IN THE TRENCHES. IF YOU HAVE ANY LOVE FOR YOUR STEP-DAUGHTER "HEATHER ANDERSON," YOU WILL STAND UP FOR HER, AND STOP THIS LUNACY. I EVEN HAVE STARTED HELPING HER TO OBTAIN FINANCIAL AID FOR GRAD SCHOOL.

AGAIN, MY OPINION IS THAT YOU AND THE BOARD CORRECT YOUR ERROR, AND IMMEDIATELY RE-HIRE FRANK W COLE AS CEO AND CFO. ALSO, IF MY WIFE'S ISSUE CONTINUES WITH REGARD TO THE STOCK, THERE WILL NO LONGER BE A NEED FOR DON LAMBERT ANYMORE OR DOROTHEA KREMPEIN OR PAUL WILLINGHAM, AS THEY WILL BE KEPT QUITE BUSY IN COURT AND/OR ON A CHAIN GANG. FURTHER, GREG BALL OR HALL CAN BE MADE THE "RECEPTIONIST (FROM WHAT HE IS SAYING TO PEOPLE, IT SEEMS THAT HE HAS A GOOD PERSONALITY FOR THAT).

US WORKING INTEREST OWNERS HAVE LOVE FOR "THE OLD ENERGYTEC WITH FRANK W COLE AND THE OLD "WAY OF THINKING" BOARD OF DIRECTORS, (SO DO MOST STOCKHOLDERS TOO) AND WOULD RATHER NOT GO TO ANOTHER OPERATOR FOR ALL OUR WELLS (WHO IS CURRENTLY WILLING AND READY TO ACCEPT US). YOU ALL OWN A GREAT DEAL OF STOCK OF ENERGYTEC, AS WELL AS MANY OTHERS DO TOO, AND IT WOULD BE QUITE A BLOW IF WE DO OUR "MEDIA RELEASE ABOUT ALL OF THE ABOVE" AND IT WOULD NOT BE GOOD FOR ENERGYTEC TO LOSE ABOUT 80% OF THEIR REVENUE STREAM. HOWEVER, THE GOOD THING IS THAT, I WOULD ASK THE NEW OPERATOR (IF WE NEED TO PROCEED THAT WAY) SPECIALLY FOR ME TO BE THE PERSON THAT ENERGYTEC WOULD HAVE TO CALL EACH MONTH TO FIND OUT ABOUT THEIR "WORKING INTEREST CHECK," AND I WILL DEFINITELY RESPOND IN THE SAME RESPECTFUL TIMELY MANNER AS THEY HAVE TO US WORKING INTEREST OWNERS SINCE 3/20/06.

OF COURSE, I GUESS YOU WILL SHARE THIS WITH YOUR ATTORNEYS

(AS I WILL WITH OURS) THAT YOU ARE PAYING FOR, FRAUDULENTLY WITH OUR WORKING INTEREST MONEY, AND YOU WILL SHARE IT WITH DON AND DOROTHEA AND PAUL (THE ONES WHO ARE PUTTING YOU ALL AND HEATHER IN HARM'S WAY), AND THEY WILL READ IT WHILE YOU ARE PAYING THEIR SALARIES FRAUDULENTLY WITH THE WORKING INTEREST OWNERS MONIES. SO, YOU MAY AS WELL SHARE IT WITH THE PEOPLE IN THE FIELDS, AS I WOULD, AND NEXT THE MEDIA SO ALL STOCKHOLDERS MAY BE AWARE OF ALL THIS AS THEY ARE ENTITLED TO; WHICH OUR MEDIA BLITZ WILL DO SHORTLY IF YOUR ACTIONS DO NOT MAKE THINGS RIGHT AGAIN (IN SUCH CASE, WE WILL GIVE OUR ATTORNEYS, THE MEDIA PEOPLE AND THE GOVERNMENTAL REGULATORY AND LAW ENFORCEMENT PEOPLE THE GREEN LIGHT TO PROCEED FROM ALL DIRECTIONS AGAINST THOSE THAT RUINED ENERGYTEC).

THIS IS NOT A THREAT, IT IS A PROMISE.

RESPECTFULLY,

JOHN J PETITO & THE OTHER IGNORED WORKING INTEREST OWNERS

FOR WORKING INTEREST OWNERS WHO AGREE WITH ME

PLEASE SIGN BELOW & WRITE IN YOUR PROGRAM # AND THE NAME THAT YOUR WORKING INTEREST OWNERSHIP IS TITLED IN (OR PLEASE WRITE YOUR OWN LETTER). THEN, PLEASE MAIL ALL 5 PAGES TO ERIC BREWSTER (DIRECTOR ON THE BOARD) - ADDRESS ON PAGE 1 AND COPIES TO THE THREE OTHER BOARD DIRECTORS SHOWN BELOW.

ALSO, SO YOU KNOW THAT THIS IS NOT JUST A PERSONAL 1 MAN FRUSTRATION AT BEING IGNORED AND LIED TO BY ENERGYTEC OFFICERS AND PERSONNEL, I WILL FORWARD THIS TO ALL 258+ WORKING INTEREST OWNERS (PLUS THOSE OF THE REDWATERPET OIL & GAS ROYAL OIL FAMILY DELECTATION LLC \$ 8 MILLION PROJECT), FOR THEM TO ALSO SIGN AND SEND TO YOU, IF NEED BE, TO SHOW THAT I AM NOT THE ONLY ONE FRUSTRATED BY ALL OF THIS.

SIGNATURE	&	WORKING	INTEREST	PROGRAM	#

NAME IN WHICH WORKING INTEREST IS TITLED

OTHER 3 DIRECTORS

CC: BENEDUM BENJAMIN THOMAS

131 EAST MAIN STREET
FIRST FIDELITY BUILDING - SUITE 200
NORMAN OK 73069

SPRADLIN BILLIE CHARLES 29 RIM ROAD KILGORE`TX 75662

METGHALCHI MASSOUD 22 SUGAR BERRY CIRCLE HOUSTON TX 77024

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EXHIBIT B

AMANDA PETITO ONE SANFORD COURT NORTH WOODMERE NY 11581

DOROTHEA KREMPEIN (EMBEZZLER & CFO) C/O ENERGYTEC INC 14785 PRESTON ROAD (550) DALLAS TX 75254

DON L LAMBERT (DIS-BARRED ATTORNEY & CEO) C/O ENERGYTEC INC 14785 PRESTON ROAD DALLAS TX 75254

PAUL WILLINGHAM (IGNORANTLY DUMB CPA) C/O ENERGYTEC INC 14785 PRESTON ROAD DALLAS TX 75254

ERIC A BREWSTER 217 SANTA FE TRAIL WAXAHACHIE TX 75165

B BENJAMIN THOMAS 131 EAST MAIN STREET FIRST FIDELITY BUILDING (SUITE 200) NORMAN OK 73069

SPRADLIN BILLIE CHARLES 29 RIM ROAD KILGORE TX 75662

Re: ALL MY WORKING INTEREST PROGRAMS

(YOU GENIUSES CAN FIGURE OUT BY ADDRESS - ALL SUCH BEING ADDRESSED TO ONE SANFORD

COURT

NORTH WOODMERE NY 11581)

DEAR CREEPS:

BY THE BOARD'S FIRING OF FRANK **CO**LE, YOU HAVE "AWOKEN A SLEEPING GIANT" IN US WORKING INTEREST OWNERS. HOWEVER, WHEN YOU STARTED IGNORING US WORKING INTEREST OWNERS, YOU TRULY HAD NO CLUE AS TO THE HORRENDOUS **HA**MMER OF LAWSUITS AND MEDIA RELEASES THAT YOU THIEVES AND **C**RIMINALS WERE ABOUT TO

FIND YOURSELVES IN, DUE TO THE FACT THAT YOU, BASICALLY HAVE "NOW BECOME THE FULL TARGET OF MY HUSBAND'S ARSENAL OF CONTACTS, KNOWLEDGE AND ABILITIES WITH FULL ATTENTION AND AGENDA (AS WITH GEORGE PATTON IN WORLD WAR II) TO ULTIMATELY SEE YOU ALL FIRED AND IN JAIL." YOU HAVE REALLY "PUT HIM IN A MODE THAT WHEN HE IS IN SUCH MODE, WHOEVER HIS TARGETS ARE WILL NOT ONLY CEASE TO OPERATE IN THEIR BUSINESS TITLE AND OCCUPATION BUT WILL ALSO FACE CRIMINAL CHARGES AS WELL." IN THE PAST, HIS WRATH ON CERTAIN TARGETS WAS SO STRONG THAT ONE ACTUALLY COMMITTED SUICIDE (SADLY AND NOT MEANT TO HAPPEN), ONE QUIT HIS JOB, TWO WERE FIRED, ONE WAS FORCED INTO RETIREMENT, 11 WERE FOUND GUILTY IN FEDERAL COURT AND UP FOR FEDERAL PROSECUTION, AND OTHERS ARE UN-MENTIONABLE.

DUE TO YOUR ERRORS ON THE OPERATING STATEMENTS, LACK OF RESPONSIVENESS, IN ADDITION TO YOUR ACCOUNTANT GREG THAT SEEMS TO BE BETTER AS A RECEPTIONIST (GOOD PERSONALITY), DOROTHEA KREMPEIN AN EMBEZZLER AND THIEF, DON LAMBERT THE DIS-BARRED ATTORNEY CAUGHT FOR STEALING CLIENTS' FUNDS THAT SHOULD HAVE BEEN IN ESCROW (AND THEN ADMITTING TO SUCH THEFT) AND PAUL WILLINGHAM CPA NOT EVEN HAVING KNOWN ABOUT THE NEW YEAR 2005 TAX LAWS AFFECTING ENERGYTEC AND WORKING INTERESTS UNTIL MY HUSBAND TAUGHT IT TO HIM SHAMEFULLY IN FRONT OF FRANK COLE IN JANUARY 2006, I HAVE NO TRUST IN YOUR ACCOUNTING FOR MY WORKING INTERESTS.

WE ALL KNOW YOUR GAMEPLAN SINCE YOU FIRED FRANK COLE. YOU KEPT PURPOSELY LOOKING TO FRUSTRATE US WORKING INTEREST OWNERS WITH LOW OR NO PRODUCTION. THEN YOU WILL COME UP WITH SOME OTHER ENGINEER'S REPORTS ON OUR WELLS TELLING US THEY ARE HORRIBLE WELLS (OH YES - THOSE WILL PROBABLY BE THE ONES THAT WE ALL OWN MAJORITY INTEREST IN), AND THEN YOU WILL OFFER TO BUY US OUT. YOU WILL CLAIM THAT FRANK'S BOOKLETS WERE ALL WRONGFUL WITH HIS OIL RESERVE INFORMATION CONTAINED THEREIN. IT JUST ANNOYS YOU THAT WE ARE MAJORITY OWNERS IN THE MAJORITY OF ENERGYTEC'S WELLS AND ARE QUITE READY TO GO FORWARD WITH ACTIONS WHICH WILL MAKE YOUR HEAD SPIN AND THAT YOU ALL WILL HAVE TO CHANGE YOUR ADDRESSES DUE TO THE BARRAGE OF MEDIA ATTENTION, IF THE BOARD DOESN'T RE-HIRE "MR. ENERGYTEC, FRANK W COLE" AND FIRE THE "DIS-BARRED ATTORNEY, THE EMBEZZLER, AND THE UNKNOWING CPA WITHIN THE NEXT 15 DAYS." FUTHER, YOU WILL BE BUSY IN LAWSUITS AND/OR A CHAIN GANG. AS MY HUSBAND WOULD SAY, "IT IS TRUE POETIC JUSTICE."

BELOW IS A "DEMAND LETTER" THAT I AM SEN**DIN**G TO YOU AND OTHER WORKING INTEREST OWNERS WILL MOST LIKELY TOO. IF YOU FAIL TO COMPLY IMMEDIATELY, THIS WILL BE ADDED TO THE LAWSUITS AND THE

TEXAS RAILROAD COMMISSION AND THE TEXAS ATTORNEY GENERAL WILL BE TOLD AS SUCH (AS THEY ARE ALREADY AWARE OF YOUR MISDEEDS AND CRIMES).

I do hereby demand, based on the manner in which I have been treated by the management of Energytec since the firing of Frank Cole and Jo Jackson, that you send to me monthly along with the net profit check and operating statement, the "actual sales invoices" which show who bought my oil, on what dates and for what amounts (also what gravity as well). I know that the "sales invoices" you have do show all this. Additionally, I further demand the "actual bills" that reflect the expenses for each and every expense item be included as well in with the monthly net profit check and operating statement. Further, I expect you to also provide me with the "actual same items - sales invoices and bills" relative to the March 2006 operating statement and the April 2006 operating statement as well. These documents are all necessary and required by me in addition, you are ordered to send all the same items, those being the March 2006 and onward all monthly (timely) operating statements, actual sales invoices and actual bills to my accountant, John J Petito CPA Pllc, located at One Sanford Court, North Woodmere, NY 11581 (you have the address), since it came to my attention that he was refused such items when he requested them. Take this as a "formal demand" as I need him to be able to help me understand and verify the veracity of such monthly operating statements and net profit checks. The Texas Railroad Commission and the Texas Attorney General, I am told, mandates that you provide me and my accountant with such actual sales invoices and actual bills (not just typed in enumerations of such).

Otherwise, I believe many investors will investigate and commence with other legal avenues to insure that the operations of the projects contained in Energytec are conducted in a manner which is responsive to and in the best interests of the working interest owners and other investors (some legal actions and investigations have already been and are in the process of being commenced I am told). Fail to honor this demand, and you surely will face further prosecution.

EXHIBIT C

AMERICAN ENERGY DEVELOPMENT CORPORATION

3608 Penusylvania Lane Plano, Texas 75075 Office 972,964,8279 Mobil 972,841,8154

"America Necds America's Oil"

January 16, 2003

Mr Andrew Lundquist. President Energy Division United Energy Corporation 600 Mendowlands Parkway No. 29 Secandars, New Jersey 07094

RE: Imminent Peril (But What Else is New?)

Dear Mr. Lundquist

Ray Vula has asked me to forward this package to you. It contains a copy of the Energytee Strategic Plan for 2003, a copy of the Energytee Income Program Number Three and a business plan for my stripper well enhanced-oil-recovery chemical company. That chemical, by the way, is how t met Frank Cole of Energytee, Inc. in early 2002 cold-called him to get his views on dilute surfactants for use in enhanced oil recovery on stripper wells.

Later, on August 9, 2002, I met with Mr. Cole again. We met to discuss three projects that I represent that are of service and value to any company that is an owner/operator of stripper wells. During the course of that meeting, I made some rather strong statements reflecting my personal views on the peril of the small independent oil and gas operator/owner in our current environment.

On Monday, August 12, 2002, Mr. Cole called me and asked if I could "capture" those thoughts in a written summary for an upcoming industry board of directors meeting. What follows was my best attempt at doing so

"In 1999, Christine Hansen, Executive Director of the Interstate Oil and Gas Compact Commission, wrote these words in the introduction of a report published by the

Commission, need to be conducted. The fundamental distinctions of not just independent producers but stripper well owners and producers must be recognized and their role in supplying a significant part of the nation's oil (25% or more) and gas (8% or so) must be occepted and encouraged.

We are not talking about incentives and capital for more shopping malls for gigabytes, routers or software. No, we are talking about gasoline, diesel fuel, aviation fuel, propane, electricity, and water (yes, water, believe it or not).

We must not lose this opportunity. Further losses incurred by this segment of the old and gas industry will tear a rip in the social fabric of our nation. You will note the tear from the Appalachian Basin to Bakersfield. These wells can help keep a vital 7 nerica alive America needs America's oil and gas."

Subsequently, Mr. Cole told me that my remarks were well received at 4 would serve as part of the basis for an action plan for the stripper well industry. I forward this to you be see if you have any interest in participating in the attached business plan I have occated.

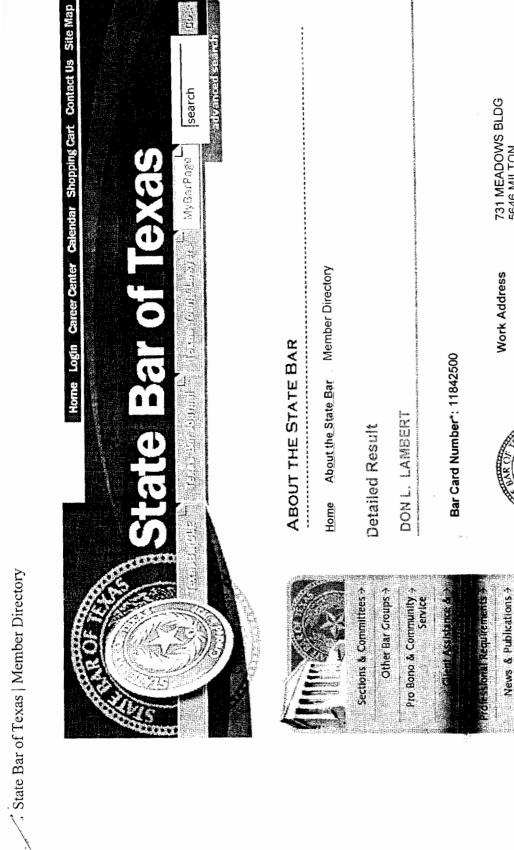
As you may know, I started working for Mr. Cole in September 2002 as a consultant. In January, I started as a full-time employee for Energytee, however, I still will sell the chemical to Energytee and other stripper well owners and operators since I have the exclusive on this chemical for EOR in the domestic oil and gas business. I have hired two people to run the business and, in addition, have several sub-distributors waiting to come on line this spring,

I would welcome your participation in this stripper well initiative. Your company has great utility for the larger domestic and international companies. The stripper industry, however, is rightly constrained by economies and is extremely price sensitive. Therefore, lower cost enhancement procedures may have a broader appeal and more ready acceptability

Regards,

Don L Lambert

EXHIBIT D



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Other States Where authorized to practice:

Education and Certification History

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Law Schools:

Graduation Date

Degree Earned

Law School

University Of Houston

Texas Board of Legal Specialization Certifications:

No profile data on file for Texas Board of Legal Specialization Certification

Public Disciplinary History

Public Disciplinary History - Texas*:

Date of Entry Sanction

Resignation 10/21/1994

Start Date Sanction

End Date Sanction

Start Date

Probation Probation

End Date

Public Disciplinary History - Other:

No information reported by attorney

Statutory Profile Last Certified On:

For information about a specific disciplinary sanction listed above, please call (877)953-5535.

Section 81.115 of the Texas Government Code. The information contained herein is provided "as is" with nor any employee thereof may be held responsible for the accuracy of the data. Much of the information has been provided by the attorney and is required to be reviewed and updated by the attorney annually. The information noted with an asterisk (*) is provided by the State Bar of Texas. Texas grievance/disciplinary information will not appear on the profile until a final determination is reached. Access to this site is authorized for public use only. Any unauthorized use of this system is subject to both civil and criminal penalties. This does not constitute a certified lawyer referral service. no warranty of any kind, express or implied. Neither the State Bar of Texas, nor its Board of Directors, The Texas Attorney Profile provides basic information about Attorneys licensed to practice in Texas. Attorney profile information is provided as a public service by the State Bar of Texas as outlined in

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Disciplinary Status

Resigned in Lieu of Disciplinary Action For more information, please contact the State Bar of Texas Office of the Chief Disciplinary Counsel at (877)953-5535

Page 1 of 1

May-15-2006 04:10pm From-CHIEF DISCIPLINARY OFC

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T-210 P.002/007 F-184

Misc. Docket No. 94 - 9153

ORDER

OF THE SUPREME COURT OF TEXAS

IN THE MATTER OF

DON L. LAMBERT

on this day came on for consideration the Motion for Acceptance of Resignation as Attorney and Counselor at Law of Don L. Lambert, together with the Response filed by Chief Disciplinary Counsel of the State Bar of Texas acting through the Commission For Lawyer Discipline. The Court has reviewed said Motion and the Response and finds each to be legally sufficient. The Court, being advised that such resignation is tendered in lieu of disciplinary action, and being of the opinion that such resignation is in the best interest of the public and of the profession and will meet the ends of justice, hereby concludes that the following order is appropriate.

It is ORDERED that the law license of Don L. Lambert (State Bar Card No. 11842500), heretofore issued by this Court, be, and the same is hereby cancelled and revoked and his name be, and is hereby, removed and deleted from the list of persons licensed to practice law in the State of Texas. Receipt of the permanent State Bar Card issued by this Court to Don L. Lambert is hereby acknowledged.

Page 1 of 2

May-15-2006 04:10pm From-CHIEF DISCIPLINARY OFC

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By the Court, en banc, in chambers, this the $\frac{1}{x}$ day of October, 1994.

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T-210 P.004/007 F-184

IN THE SUPREME COURT OF TEXAS MOTION FOR ACCEPTANCE OF RESIGNATION AS ATTORNEY AND COUNSELOR AT LAW OF

DON L. LAMBERT

NOW COMES your Applicant, Don L. Lambert, and hereby resigns as an Attorney and Counselor at Law in the State of Texas; and hereby submits to the Court his resignation as an Attorney and Counselor at Law and prays that the Court accept said resignation.

The license and permanent State Bar card issued by this Court to the Applicant, Don L. Lambert, as an Attorney and Counselor at Law on April 16, 1973, are attached hereto or are lost but will be surrendered to the Clerk, Supreme Court of Texas, if located.

Your applicant is voluntarily resigning and withdrawing from the practice of law; Applicant does so in lieu of discipline for professional misconduct; and Applicant prays that his name be dropped and deleted from the list of persons licensed to practice law in Texas; and that his resignation be accepted.

Don L. Lambert

State Bar Card No. 11842500

effere me by the said Don L. Lambert, SUBSCRIBED AND SWORM 1994. on this the (a day of

DONALYN S. SHERER Notary Public State Of Texas

My Commission Expires

Notary Publi¢ in and for

State of Texts

Printed Name of

DON L. LAMBERT RESIGNATION - SOLO PAGE

May-15-2006 04:10pm From-CHIEF DISCIPLINARY OFC

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T-210 P.005/007 F-184

IN THE SUPREME COURT OF TEXAS RESPONSE OF THE CHIEF DISCIPLINARY COUNSEL TO THE RESIGNATION OF DON L. LAMBERT

TO THE SUPREME COURT OF TEXAS:

Pursuant to Part X of the <u>Texas Rules of Disciplinary Procedure</u>, James M. McCormack, Chief Disciplinary Counsel, hereby files this response on behalf of the State Bar of Texas, acting by and through the Commission For Lawyer Discipline, to the Motion For Acceptance of Resignation, in lieu of discipline, filed by Don L. Lambert (State Bar Card No. 11842500), and would show as follows:

I.

The acceptance by the Court of the resignation of Don L. Lambert is in the best interest of the public and of the profession.

II.

A disciplinary suit was filed against Movant, Don L. Lambert, on April 1, 1993, styled The State Bar of Texas v. Don L. Lambert, Cause No. 93-204-A, in the 216th District Court of Kerr County, Texas. The Disciplinary Petition filed in the aforementioned case essentially alleges the following professional misconduct was committed by Don L. Lambert, Respondent:

On or about April 9, 1991, Respondent entered into a contract for services with Guitenna G. Williamson (hereinafter called "Williamson") to represent her in several personal legal matters and several matters relating to the Williamson family trust, of which Williamson was a beneficiary. A letter sent by Williamson to

RESPONSE OF THE CHIEF DISCIPLINARY COUNSEL - PAGE 1 OF 3

Respondent on or about April 9, 1991, served as the contract for services between the parties. Such letter did not specify the rate or amount of attorney's fees Respondent was to be paid for providing legal services to Williamson.

On or about April 9, 1991, Respondent arranged for the early redemption of a certificate of deposit owned by Williamson in the amount of Twenty Thousand and no/100 (\$20,000.00) Dollars. The proceeds from the certificate of deposit were deposited into the operating account for Respondent's law practice. On or about April 30, 1991, Respondent obtained an additional Fifteen Thousand and no/100 (\$15,000.00) Dollars from Williamson which he also deposited into his operating account.

On or about September 13, 1991, Howard N. Collins (hereinafter referred to as "Collins") was appointed limited guardian of Williamson's estate. Collins demanded an accounting from Respondent for the Thirty-five Thousand and no/100 (\$35,000.00) Dollars Respondent had obtained from Williamson. Respondent replied that he had taken the Thirty-five Thousand and no/100 (\$35,000.00) Dollars for safekeeping in order to prevent Williamson's son from taking the money. Respondent later alleged that the Thirty-five Thousand and no/100 (\$35,000.00) Dollars represented attorney's fees which Respondent had earned by representing Williamson. To date, Respondent has failed to return the money to Williamson or to provide an accounting of the money to Collins.

Such acts and/or omissions on the part of Respondent as are described hereinabove which occurred on or after January 1, 1990,

RESPONSE OF THE CHIEF DISCIPLINARY COUNSEL - PAGE 2 OF 3

May-15-2006 04:10pm From-CHIEF DISCIPLINARY OFC

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T-210 P.007/007 F-184

constitute conduct violative of Rules 1.03(a), 1.04(a), 1.04(c), 1.14(a), 1.14(b), and/or 8.04(a)(3) of the Texas Disciplinary Rules of Professional Conduct.

The complaint which forms the basis of the cause of action hereinabove set forth was brought to the attention of the Office of General Counsel of the State Bar of Texas by George H. Williamson, Jr.'s filing of a complaint on or about November 19, 1991, and Collins' filing of a complaint on or about November 16, 1991.

Respectfully submitted,

James M. McCormack General Counsel

Office of the General Counsel State Bar of Texas P.O. Box 12487, Capitol Station Austin, Texas 78711 1-800-204-2222, Ext. 2302 512/463-1463, Ext. 2302 FAX: (512) 477-4607

James M. McCommack

State Bar Card No. 13455500

CHIEF DISCIPLINARY COUNSEL

CERTIFICATE OF SERVICE

This is to certify that the above and foregoing Response Of The Chief Disciplinary Counsel has been served on Don L. Lambert, by and through his attorney of record, John R. Gladney, Kreisner and Gladney, 1200 San Antonio Street, Austin, Texas 78701, by certified mail, return receipt requested, on the 12th day of October, 1994.

Russell A. Friemel

Assistant General Counsel

RESPONSE OF THE CHIEF DISCIPLINARY COUNSEL - PAGE 3 OF 3

EXHIBIT E



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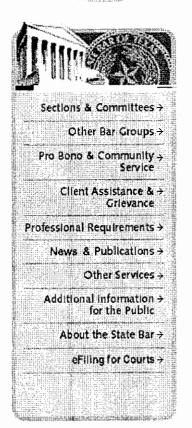
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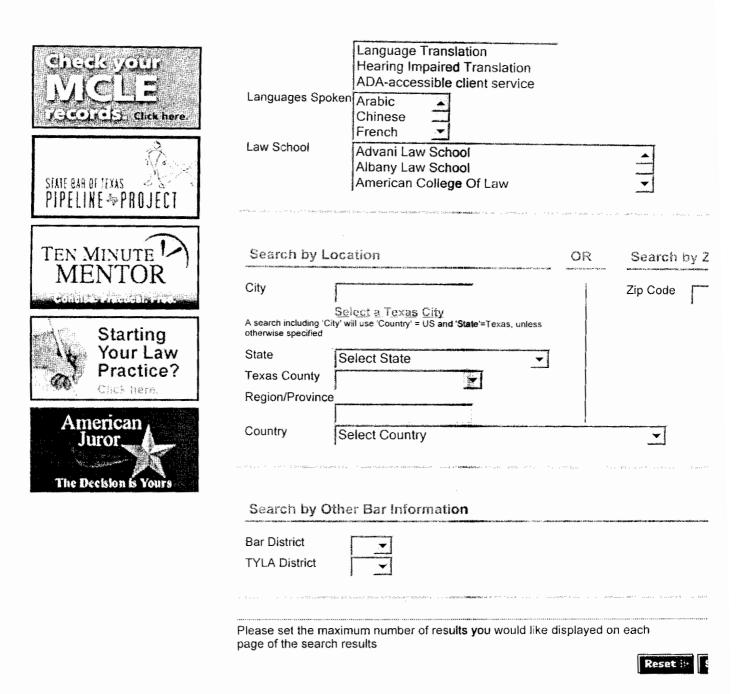
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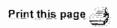
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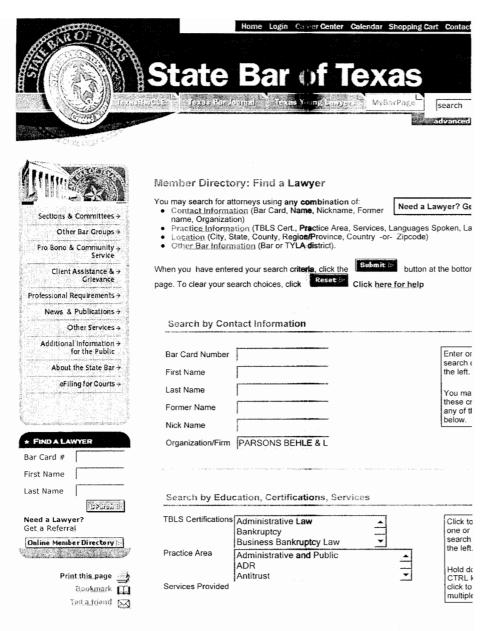






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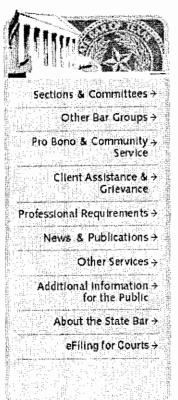


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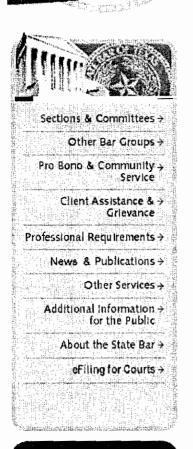
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